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UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

SANDRA PALLADINO and
CHRISTOPHER PALLADINO,

Plaintiffs,

v.

UNITED STATES OF AMERICA, TIME
CLEANERS LIMITED LIABILITY CO.,
A/K/A NEW TIME CLEANERS, VERIZON
NEW JERSEY INC., VERIZON
COMMUNICATIONS INC., AT&T
COMMUNICATIONS OF NEW JERSEY,
INC., AT&T OPERATIONS, INC., JERSEY
CITY DEPARTMENT OF PUBLIC
WORKS, CITY OF JERSEY CITY,
COUNTY OF HUDSON, STATE OF NEW
JERSEY, STAGECOACH GROUP, PLC
D/B/A COACH USA TOUR INC. A/K/A
COACH USA, INC. A/K/A COACH USA,
RED & TAN ENTERPRISES A/K/A RED &
TAN TOURS A/K/A RED & TAN
CHARTER, INC. A/K/A RED & TAN
TRANSPORTATION SYSTEMS, INC.
A/K/A RED & TAN UNLIMITED, INC.,
ROCKLAND COACHES, INC. A/K/A
ROCKLAND COACHES, OLYMPIA
TRAILS BUS CO., INC. A/K/A OLYMPIA
TRAILS, NEW JERSEY TRANSIT CORP.,
JOHN DOES 1-10 AND ABC CORPS. 1-10,

Defendants.

HON.

Civil Action No.

(formerly HUD-L-681-13)

NOTICE OF REMOVAL

To: Clerk of Court
Superior Court of New Jersey
Law Division: Hudson County
583 Newark Avenue
Jersey City, NJ 07306

Samuel L. Davis, Esq.
Davis, Saperstein & Salomon, P.C.
375 Cedar Lane
Teaneck, NJ 07666-3433

PLEASE TAKE NOTICE that this case, previously pending in the Superior Court of New Jersey, Law Division: Hudson County (Docket Number HUD-L-681-13), is hereby removed to the United States District Court for the District of New Jersey, pursuant to the provisions of 28 U.S.C. § 2979.

The United States of America, by and through its attorney, Paul J. Fishman, United States Attorney for the District of New Jersey (Daniel S. Kirschbaum, Assistant U.S. Attorney, appearing), respectfully states the following upon information and belief:

1. The “U.S. Small Business Administration” (SBA) is named as a defendant in this action. A copy of the Complaint is attached as Exhibit 1.
2. Plaintiff has demanded judgment, damages, fees, interest and/or costs of suit, for injuries allegedly sustained as the result of the negligence of the named defendants or their employees.
3. The SBA is a federal agency and thus a part of the United States government, and its employees are thus employees of the United States of America.
4. Consequently, Plaintiff’s action against the SBA is covered under the Federal Tort Claims Act (FTCA), in particular 28 U.S.C. § 2679, and the United States of America is the only party cognizable under the FTCA for the alleged negligence of its agencies or employees.

Moreover, the only waiver of sovereign immunity on the part of the United States to be sued for actions in tort is contained in the Federal Tort Claims Act.

6. Thus, this action must be deemed to be an action against the United States, the United States District Court for the District of New Jersey has exclusive jurisdiction over this action against the United States per 28 U.S.C. § 1346(b), and this action may be properly removed pursuant to 28 U.S.C. § 2679(d)(2) .

THEREFORE, in accordance with 28 U.S.C. § 2679, the above captioned action brought in the Superior Court of New Jersey, Law Division, Hudson County is now removed to this Court for further proceedings, and pursuant to 28 U.S.C. §2679(d)(1), the United States is henceforth substituted as the party defendant in place of the “U.S. Small Business Administration,” and the caption is conformed accordingly as set forth above.

Dated: March 22, 2013

PAUL J. FISHMAN
United States Attorney

By: /s/ Daniel S. Kirschbaum
DANIEL S. KIRSCHBAUM
Assistant U.S. Attorney

EXHIBIT 1

DAVIS, SAPERSTEIN & SALOMON P.C.
375 Cedar Lane
Teaneck, NJ 07666-3433
(201) 907-5000
Fax: (201) 692-0444
Attorneys for Plaintiffs

SANDRA PALLADINO AND CHRISTOPHER
PALLADINO, HER HUSBAND,

Plaintiff(s),

- vs -

THE U.S. SMALL BUSINESS
ADMINISTRATION, TIME CLEANERS
LIMITED LIABILITY COMPANY
A/K/A NEW TIME CLEANERS, VERIZON
NEW JERSEY, INC., VERIZON
COMMUNICATIONS INC., AT&T
COMMUNICATIONS OF NEW JERSEY,
INC., AT&T OPERATIONS, INC., JERSEY
CITY DEPARTMENT OF PUBLIC WORKS,
CITY OF JERSEY CITY, COUNTY OF
HUDSON, STATE OF NEW JERSEY,
STAGECOACH GROUP, PLC D/B/A COACH
USA TOUR INC. A/K/A COACH USA, INC.
A/K/A COACH USA, RED & TAN
ENTERPRISES A/K/A RED & TAN TOURS
A/K/A RED & TAN CHARTER, INC. A/K/A
RED & TAN TRANSPORTATION SYSTEMS,
INC. A/K/A RED & TAN UNLIMITED, INC.,
ROCKLAND COACHES, INC. A/K/A
ROCKLAND COACHES, OLYMPIA TRAILS
BUS COMPANY, INC. A/K/A OLYMPIA
TRAILS, NEW JERSEY TRANSIT
CORPORATION, JOHN DOES 1-10 (SAID
NAMES BEING FICTITIOUS AND
UNKNOWN) AND ABC CORPS. 1-10 (SAID
NAMES BEING FICTITIOUS AND
UNKNOWN),

Defendant(s).

FROM THE STATE OF NEW JERSEY
TO THE DEFENDANT (S) NAMED ABOVE:

U.S. Small Business Administration
409 Third Street, S.W.
Washington, DC 20416

-1-

DAVIS, SAPERSTEIN & SALOMON, P.C.
375 Cedar Lane
Teaneck, New Jersey 07666-3433
(201) 907-5000

Served on 2/25/13
11am EST
by Server
Assigned to FOR
SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: HUDSON COUNTY

DOCKET NO. HUD-L-681-13

Civil Action

SUMMONS

The plaintiff, named above, has filed a lawsuit against you in the Superior Court of New Jersey. The complaint attached to this summons states the basis for this lawsuit. If you dispute this complaint, you or your attorney must file a written answer or motion and proof of service with the deputy clerk of the Superior Court in the county listed above within 35 days from the date you received this summons, not counting the date you received it. (A directory of the addresses of each deputy clerk of the Superior Court is available in the Civil Division Management Office in the county listed above and online at http://www.judiciary.state.nj.us/prose/10153_deptyclerklawref.pdf.) If the complaint is one in foreclosure, then you must file your written answer or motion and proof of service with the Clerk of the Superior Court, Hughes Justice Complex, P.O. Box 971, Trenton, NJ 08625-0971. A filing fee payable to the Treasurer, State of New Jersey and a completed Case Information Statement (available from the deputy clerk of the Superior Court) must accompany your answer or motion when it is filed. You must also send a copy of your answer or motion to plaintiff's attorney whose name and address appear above, or to plaintiff, if no attorney is named above. A telephone call will not protect your rights; you must file and serve a written answer or motion (with fee of \$135.00 and completed Case Information Statement) if you want the court to hear your defense.

If you do not file and serve a written answer or motion within 35 days, the court may enter a judgment against you for the relief plaintiff demands, plus interest and costs of suit. If judgment is entered against you, the Sheriff may seize your money, wages or property to pay all or part of the judgment.

If you cannot afford an attorney, you may call the Legal Services office in the county where you live or the Legal Services of New Jersey Statewide Hotline at 1-888-LSNJ-LAW (1-888-576-5529). If you do not have an attorney and are not eligible for free legal assistance, you may obtain a referral to an attorney by calling one of the Lawyer Referral Services. A directory with contact information for local Legal Services Offices and Lawyer Referral Services is available in the Civil Division Management Office in the county listed above and online at http://www.judiciary.state.nj.us/prose/10153_deptyclerklawref.pdf.

/s/ Jennifer M. Perez

JENNIFER M. PEREZ, Clerk

Dated: February 20, 2013

Name of Defendant to be served: U.S. Small Business Administration
409 Third Street, S.W.
Washington, DC 20416

02/25/2013 17:30

2022057154

SBA

PAGE 04/21

HUDSON COUNTY SUPERIOR COURT
HUDSON COUNTY
383 NEWARK AVENUE
JERSEY CITY NJ 07306

TRACK ASSIGNMENT NOTICE

COURT TELEPHONE NO. (201) 217-5162
COURT HOURS

DATE: FEBRUARY 08, 2013
RE: PALLADINO ET AL VS US SMALL BUSINESS ADMINI

TRATIO

DOCKET: HUD L -000681 13

THE ABOVE CASE HAS BEEN ASSIGNED TO: TRACK 2.

DISCOVERY IS 300 DAYS AND RUNS FROM THE FIRST ANSWER OR 90 DAYS
FROM SERVICE ON THE FIRST DEFENDANT, WHICHEVER COMES FIRST.

THE PRETRIAL JUDGE ASSIGNED IS: HON PATRICK J. ARRE

IF YOU HAVE ANY QUESTIONS, CONTACT TEAM 002
AT: (201) 795-6908.

IF YOU BELIEVE THAT THE TRACK IS INAPPROPRIATE YOU MUST FILE A
CERTIFICATION OF GOOD CAUSE WITHIN 30 DAYS OF THE FILING OF YOUR PLEADING.
PLAINTIFF MUST SERVE COPIES OF THIS FORM ON ALL OTHER PARTIES IN ACCORDAN
E
WITH R. 4:5A-2.

ATTENTION:

ATT: SAMUEL L. DAVIS
DAVIS SAPERSTEIN & SALOMON
375 CEDAR LANE
TEANECK NJ 07666

JUJEMA1

IMPORTANT REMINDER

You have recently filed a complaint in the Law Division, Hudson County. Enclosed please find a copy of the complaint marked "Filed" and the Track Assignment Notice (TAN). Please be sure to use the assigned docket number on all future pleadings, correspondence, etc.

You are reminded of the following:

R.4:4-1. requires that the summons is to be issued within 15 days from the date of the Track Assignment Notice.

R.4:4-7. requires that "proof of service" shall (mandatory) be promptly filed with the court within the time during which the person served must respond (35 days) by the person making service or by the party on whose behalf service is made.



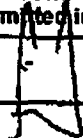
"Proof of Service" should be filed with the Judge/Team indicated on the Tan.

Please carefully read, understand and follow R.4:24-1. Time for Completion of Discovery, and R. 4:24-2. Motions Required to Be Made During Discovery Period.

Always be aware of the operative Discovery End Date (DED) for your case. If in doubt, you can contact the Team indicated on the TAN or this information may be found on the Judiciary's website homepage at www.njcourtsonline.com under the heading "civil discovery end date search."

Mary K. Costello
Presiding Judge Civil Division

Appendix XII-B1

	CIVIL CASE INFORMATION STATEMENT (CIS) Use for initial Law Division Civil Part pleadings (not motions) under <i>Rule 4:5-1</i> Pleading will be rejected for filing, under <i>Rule 1:5-6(c)</i>, if information above the black bar is not completed or attorney's signature is not affixed		FOR USE BY CLERK'S OFFICE ONLY PAYMENT TYPE: <input type="checkbox"/> CK <input type="checkbox"/> CG <input type="checkbox"/> CA CH3/CK NO.: AMOUNT: OVERPAYMENT: BATCH NUMBER:	
	ATTORNEY / PRO SE NAME SAMUEL L. DAVIS, ESQ.		TELEPHONE NUMBER (201) 907-5000	COUNTY OF VENUE Hudson
	FIRM NAME (if applicable) DAVIS, SAPERSTEIN & SALOMON, PC		DOCKET NUMBER (when available) 1681-13	
	OFFICE ADDRESS 375 Cedar Lane Teaneck, NJ 07666		DOCUMENT TYPE COMPLAINT	
			JURY DEMAND <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
NAME OF PARTY (e.g., John Doe, Plaintiff) SANDRA PALLADINO, Plaintiff CHRISTOPHER PALLADINO, Plaintiff		CAPTION SANDRA PALLADINO, et al. v. The US Small Business Administration		
CASE TYPE NUMBER (See reverse side for listing) 605		IS THIS A PROFESSIONAL MALPRACTICE CASE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO IF YOU HAVE CHECKED "YES," SEE N.J.S.A. 2A:53 A -27 AND APPLICABLE CASE LAW REGARDING YOUR OBLIGATION TO FILE AN AFFIDAVIT OF MERIT.		
RELATED CASES PENDING? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		IF YES, LIST DOCKET NUMBERS		
DO YOU ANTICIPATE ADDING ANY PARTIES (arising out of same transaction or occurrence)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		NAME OF DEFENDANT'S PRIMARY INSURANCE COMPANY (if known) <input type="checkbox"/> NONE <input checked="" type="checkbox"/> UNKNOWN		
THE INFORMATION PROVIDED ON THIS FORM CANNOT BE INTRODUCED INTO EVIDENCE.				
CASE CHARACTERISTICS FOR PURPOSES OF DETERMINING IF CASE IS APPROPRIATE FOR MEDIATION				
DO PARTIES HAVE A CURRENT, PAST OR RECURRENT RELATIONSHIP? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		IF YES, IS THAT RELATIONSHIP: <input type="checkbox"/> EMPLOYER/EMPLOYEE <input type="checkbox"/> FRIEND/NEIGHBOR <input type="checkbox"/> OTHER (explain) <input type="checkbox"/> FAMILIAL <input type="checkbox"/> BUSINESS		
DOES THE STATUTE GOVERNING THIS CASE PROVIDE FOR PAYMENT OF FEES BY THE LOSING PARTY? <input type="checkbox"/> YES <input type="checkbox"/> NO				
USE THIS SPACE TO ALERT THE COURT TO ANY SPECIAL CASE CHARACTERISTICS THAT MAY WARRANT INDIVIDUAL MANAGEMENT OR ACCELERATED DISPOSITION				
 Do you or your client need any disability accommodations? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		IF YES, PLEASE IDENTIFY THE REQUESTED ACCOMMODATION		
Will an interpreter be needed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		IF YES, FOR WHAT LANGUAGE?		
I certify that confidential personal identifiers have been redacted from documents now submitted to the court, and will be redacted from all documents submitted in the future in accordance with <i>Rule 1:38-7(b)</i> .				
ATTORNEY SIGNATURE: 				

Side 2



CIVIL CASE INFORMATION STATEMENT (CIS)

Use for initial pleadings (not motions) under Rule 4.5-1

CASE TYPES (Choose one and enter number of case type in appropriate space on the reverse side.)

Track I - 160 days' discovery

- 151 NAME CHANGE
- 176 FORFEITURE
- 302 TENANCY
- 399 REAL PROPERTY (other than Tenancy, Contract, Condemnation, Complex Commercial or Construction)
- 502 BOOK ACCOUNT (debt collection matters only)
- 505 OTHER INSURANCE CLAIM (including declaratory judgment actions)
- 506 PIP COVERAGE
- 510 UM or UIM CLAIM (coverage issues only)
- 511 ACTION ON NEGOTIABLE INSTRUMENT
- 512 LEMON LAW
- 801 SUMMARY ACTION
- 802 OPEN PUBLIC RECORDS ACT (summary action)
- 999 OTHER (briefly describe nature of action)

Track II - 300 days' discovery

- 305 CONSTRUCTION
- 509 EMPLOYMENT (other than CEPA or LAD)
- 599 CONTRACT/COMMERCIAL TRANSACTION
- 603N AUTO NEGLIGENCE - PERSONAL INJURY (non-verbal threshold)
- 603Y AUTO NEGLIGENCE - PERSONAL INJURY (verbal threshold)
- 605 PERSONAL INJURY
- 610 AUTO NEGLIGENCE - PROPERTY DAMAGE
- 621 UM or UIM CLAIM (includes bodily injury)
- 699 TORT - OTHER

Track III - 450 days' discovery

- 005 CIVIL RIGHTS
- 301 CONDEMNATION
- 602 ASSAULT AND BATTERY
- 604 MEDICAL MALPRACTICE
- 606 PRODUCT LIABILITY
- 607 PROFESSIONAL MALPRACTICE
- 608 TOXIC TORT
- 609 DEFAMATION
- 616 WHISTLEBLOWER / CONSCIENTIOUS EMPLOYEE PROTECTION ACT (CEPA) CASES
- 617 INVERSE CONDEMNATION
- 618 LAW AGAINST DISCRIMINATION (LAD) CASES

Track IV - Active Case Management by Individual Judge / 450 days' discovery

- 156 ENVIRONMENTAL/ENVIRONMENTAL COVERAGE LITIGATION
- 303 MT. LAUREL
- 508 COMPLEX COMMERCIAL
- 513 COMPLEX CONSTRUCTION
- 514 INSURANCE FRAUD
- 620 FALSE CLAIMS ACT
- 701 ACTIONS IN LIEU OF PREROGATIVE WRITS

Centrally Managed Litigation (Track IV)

- | | |
|--------------------------------------------|-----------------------------------------|
| 285 STRYKER TRIDENT HIP IMPLANTS | 291 PELVIC MESH/GYNECARE |
| 288 PRUDENTIAL TORT LITIGATION | 292 PELVIC MESH/BARD |
| 289 REGLAN | 293 DEPUY ASR HIP IMPLANT LITIGATION |
| 290 POMPTON LAKES ENVIRONMENTAL LITIGATION | 295 ALLODERM REGENERATIVE TISSUE MATRIX |
| | 623 PROPECIA |

Mass Tort (Track IV)

- | | |
|---------------------------------------|----------------------------------------|
| 266 HORMONE REPLACEMENT THERAPY (HRT) | 281 BRISTOL-MYERS SQUIBB ENVIRONMENTAL |
| 271 ACCUTANE/ISOTRETINOIN | 282 FOSAMAX |
| 274 RISPERDAL/SEROQUEL/ZYPREXA | 284 NUVARING |
| 278 ZOMETHA/AREXIA | 286 LEVAQUIN |
| 279 GADOLINIUM | 287 YAZ/YASMIN/OCELLA |
| | 601 ASBESTOS |

If you believe this case requires a track other than that provided above, please indicate the reason on Side 1, in the space under "Case Characteristics."

Please check off each applicable category ☐ Putative Class Action ☐ Title 59

FILED
CUSTOMER SERVICE TEAM

FEB 08 2013

**SUPERIOR COURT OF NEW JERSEY
COUNTY OF HUDSON
CIVIL DIVISION #3**

Davis, Saperstein & Salomon, P.C.
375 Cedar Lane
Teaneck, New Jersey 07666-3433
(201) 907-5000
Fax: (201) 692-0444
Attorneys for Plaintiffs

Sandra Palladino and
Christopher Palladino, her husband,

Plaintiffs,

vs.

The U.S. Small Business Administration,
Time Cleaners Limited Liability Company
a/k/a New Time Cleaners, Verizon
New Jersey, Inc., Verizon Communications
Inc., AT&T Communications Of
New Jersey, Inc., AT&T Operations, Inc.,
Jersey City Department Of Public Works,
City Of Jersey City, County Of Hudson,
State Of New Jersey, Stagecoach Group,
PLC d/b/a Coach USA Tour Inc. a/k/a
Coach USA, Inc. a/k/a Coach USA, Red &
Tan Enterprises a/k/a Red & Tan Tours a/k/a
Red & Tan Charter, Inc. a/k/a Red & Tan
Transportation Systems, Inc. a/k/a Red &
Tan Unlimited, Inc., Rockland Coaches, Inc.
a/k/a Rockland Coaches, Olympia Trails
Bus Company, Inc. a/k/a Olympia Trails,
New Jersey Transit Corporation, John Does
1-10 (said names being fictitious and
unknown) and ABC Corps. 1-10 (said
names being fictitious and unknown),

Defendants.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: HUDSON COUNTY

DOCKET NO.: HUD-L-681-13

Civil Action

COMPLAINT AND JURY DEMAND

Plaintiffs SANDRA PALLADINO and CHRISTOPHER PALLADINO residing at 520 West Side Avenue. in the City of Jersey City, County of Hudson, and State of New Jersey, by way of Complaint against the Defendants say:

FIRST COUNT-NEGLIGENCE

1. Upon information and belief and at all relevant times herein mentioned, Defendant THE U.S. SMALL BUSINESS ADMINISTRATION was a foreign business corporation authorized to do business in the State of New Jersey, with its main business address located at 409 Third Street S.W., City of Washington, and State of District of Columbia. This Defendant owned the property located at 2315 John F. Kennedy Blvd. in Jersey City, New Jersey on or about March 28, 2011.

2. Upon information and belief and at all relevant times herein mentioned, Defendant TIME CLEANERS LIMITED LIABILITY COMPANY a/k/a NEW TIME CLEANERS was a domestic business corporation with its main business address located at 2315 John F. Kennedy Boulevard, Jersey City, Hudson County, New Jersey. This Defendant leased, occupied and maintained the property located at 2315 Kennedy Blvd. in Jersey City, New Jersey on or about March 28, 2011.

3. Upon information and belief, at all relevant times herein mentioned, Defendant VERIZON NEW JERSEY INC. was a domestic business corporation with its main business address located at 540 Broad Street, Newark, New Jersey. This Defendant installed, erected and then removed a public telephone stanchion in the sidewalk located at 2315 Kennedy Blvd. in Jersey City, New Jersey.

4. Upon information and belief, at all relevant times herein mentioned, Defendant VERIZON COMMUNICATIONS INC. was a foreign business corporation authorized to do business in the State of New Jersey with its main business address located at 140 West Street,

New York, New York. This Defendant installed, erected and then removed a public telephone stanchion in the sidewalk located at 2315 Kennedy Blvd. in Jersey City, New Jersey.

5. Upon information and belief and at all relevant times herein mentioned, Defendant, AT&T COMMUNICATIONS OF NEW JERSEY, INC. was a domestic business corporation with its main business address located at 412 Mt. Kemble Ave., Morristown, New Jersey. This Defendant installed, erected and then removed a public telephone stanchion in the sidewalk located at 2315 Kennedy Blvd. in Jersey City, New Jersey.

6. Upon information and belief and at all relevant times herein mentioned, Defendant, AT&T OPERATIONS, INC. was a foreign business corporation with its main business address located at 208 S. Akard Street, Dallas, Texas. This Defendant installed, erected and then removed a public telephone stanchion in the sidewalk located at 2315 Kennedy Blvd. in Jersey City, New Jersey.

7. Upon information and belief and at all relevant times herein mentioned, Defendant JERSEY CITY DEPARTMENT OF PUBLIC WORKS was a domestic business corporation with its main business address located at 575 Route 440, Jersey City, New Jersey. This Defendant regulated and approved the permits to install, erect and then remove a public telephone stanchion in the sidewalk located at 2315 Kennedy Blvd. in Jersey City, New Jersey.

8. Upon information and belief and at all relevant times herein mentioned, Defendant CITY OF JERSEY CITY was a municipality with its main business address located at 280 Grove Street, Jersey City, New Jersey. This Defendant regulated and approved the permits to install, erect and then remove a public telephone stanchion in the sidewalk located at 2315 Kennedy Blvd. in Jersey City, New Jersey.

9. Upon information and belief and at all relevant times herein mentioned, Defendant COUNTY OF HUDSON was a government entity with its main business address

located at 567 Pavonia Avenue, Jersey City, New Jersey. This Defendant regulated and approved the permits to install, erect and then remove a public telephone stanchion in the sidewalk located at 2315 Kennedy Blvd. in Jersey City, New Jersey.

10. Upon information and belief and at all relevant times herein mentioned, Defendant STATE OF NEW JERSEY was a government entity with its main business address located at 25 Market Street, Trenton, New Jersey. This Defendant regulated and approved the permits to install, erect and then remove a public telephone stanchion in the sidewalk located at 2315 Kennedy Blvd. in Jersey City, New Jersey

11. Upon information and belief and at all relevant times herein mentioned, Defendant STAGECOACH GROUP, PLC d/b/a COACH USA TOUR INC. a/k/a COACH USA, INC. a/k/a COACH USA was a foreign business corporation authorized to do business in the State of New Jersey, with its main business address located at 10 Dunkeld Road, Perth PH1 5TW, Scotland, United Kingdom.

12. Upon information and belief and at all relevant times herein mentioned, Defendant COACH USA TOUR INC. a/k/a COACH USA, INC. a/k/a COACH USA was a foreign business corporation authorized to do business in the State of New Jersey, with its main business address located at 5517 Oakfield Lane, Williamsville, New York.

13. Upon information and belief and at all relevant times herein mentioned, Defendant RED & TAN ENTERPRISES a/k/a RED & TAN TOURS a/k/a RED & TAN CHARTER, INC. a/k/a RED & TAN TRANSPORTATION SYSTEMS, INC. a/k/a RED & TAN UNLIMITED, INC. was a domestic business corporation with its main business address located at 349 First Street, Elizabeth, New Jersey.

14. Upon information and belief and at all relevant times herein mentioned, Defendant ROCKLAND COACHES, INC. a/k/a ROCKLAND COACHES was a domestic

business corporation with its main business address located at 180 Old Hook Road, Westwood, New Jersey.

15. Upon information and belief and at all relevant times herein mentioned, Defendant OLYMPIA TRAILS BUS COMPANY, INC. a/k/a OLYMPIA TRAILS was a domestic business corporation with its main business address located at 349 First Street, Elizabeth, New Jersey.

16. Upon information and belief and at all relevant times herein mentioned, Defendant NEW JERSEY TRANSIT CORPORATION was a domestic business corporation with its main business address located at 1 Penn Plaza East, Newark, New Jersey.

17. On or about March 28, 2011, Plaintiff SANDRA PALLADINO was a passenger lawfully upon a bus being operated, owned, leased, controlled, supervised, managed and/or maintained by Defendants STAGECOACH GROUP, PLC d/b/a COACH USA TOUR INC. a/k/a COACH USA, INC. a/k/a COACH USA, RED & TAN ENTERPRISES a/k/a RED & TAN TOURS a/k/a RED & TAN CHARTER, INC. a/k/a RED & TAN TRANSPORTATION SYSTEMS, INC. a/k/a RED & TAN UNLIMITED, INC., ROCKLAND COACHES, INC. a/k/a ROCKLAND COACHES, OLYMPIA TRAILS BUS COMPANY, INC. a/k/a OLYMPIA TRAILS, NEW JERSEY TRANSIT CORPORATION, JOHN DOES 1-10, and ABC CORP. 1-10, which was traveling south on Kennedy Boulevard at or near the intersection of Clendenny Avenue, Jersey City, New Jersey.

18. On or about March 28, 2011, Plaintiff SANDRA PALLADINO exited the bus onto the sidewalk and abutting the premises owned, operated, leased, controlled, supervised, managed, repaired and/or maintained by Defendants THE U.S. SMALL BUSINESS ADMINISTRATION, TIME CLEANERS LIMITED LIABILITY COMPANY a/k/a NEW TIME CLEANERS, VERIZON NEW JERSEY, INC., VERIZON COMMUNICATIONS INC.,

AT&T COMMUNICATIONS OF NEW JERSEY, INC., AT&T OPERATIONS, INC., JERSEY CITY DEPARTMENT OF PUBLIC WORKS. CITY OF JERSEY CITY, COUNTY OF HUDSON, STATE OF NEW JERSEY, JOHN DOES 1-10 and/or ABC CORPS. 1-10 located at or near 2315 Kennedy Boulevard, Jersey City, New Jersey.

19. Immediately on exiting the bus, Plaintiff tripped and fell over the remnant of a public telephone stanchion that protruded from the sidewalk. This tripping hazard was unmarked and unsecured by any warning signs, safety barriers or other devices to identify its presence to pedestrians like Plaintiff.

20. This unreasonable tripping hazard was known or should have been known to all Defendants since, on information and belief, it had been present in the sidewalk for an extended period of time.

21. This unreasonable tripping hazard was specifically known to one or more of the Defendants that were responsible for the removal of the public telephone and the removal of the stanchion.

22. The Defendant property owners and lessors and the public telephone owners, lessors and installers, and the municipal and State entities were negligent, careless, and/or reckless in removing the public telephone and its upright support and leaving the metal remnant of the stanchion protruding from the sidewalk.

23. The Defendant property owners and lessors and the public telephone owners, lessors and installers and the municipal and State entities were negligent, careless, and/or reckless in failing to warn or otherwise protect pedestrians and other passersby from the unreasonable danger posed by the unprotected metal remnant left in the sidewalk.

24. The employees of the Defendant common carriers and bus owners or lessors knew or should have known of the presence of the tripping hazard since it was plainly visible to every

bus operator that picked up or discharged passengers from the location on multiple occasions every day.

25. The employees of the Defendant common carriers were negligent, careless or reckless in discharging their passengers and allowing Plaintiff to exit the bus in the immediate vicinity of the unmarked and unreasonably dangerous tripping hazard.

26. As a direct and proximate result of the aforesaid carelessness, recklessness, and negligence of all Defendants, Plaintiff SANDRA PALLADINO suffered serious and permanent non-economic and economic damages, including but not limited to permanent physical and mental injury, temporary and permanent disability, loss of enjoyment of life, loss of economic opportunity, as well as past, present and future economic damages for medical and related expenses.

27. The injuries and damages suffered by the Plaintiff are personal injuries meeting the requirements of one or more of the categories set forth in N.J.S.A. 39:6A-8(a), if said Statute is applicable to the Plaintiff's cause of action as set forth in this Complaint.

WHEREFORE, Plaintiff SANDRA PALLADINO demands judgment for damages against all Defendants, jointly and severally, together with interest and costs of suit.

SECOND COUNT-RESPONDEAT SUPERIOR

1. Plaintiff SANDRA PALLADINO repeats each and every previous allegation as if set forth at length herein.

2. On or about March 28, 2011, Plaintiff SANDRA PALLADINO was lawfully on the property owned, operated, leased, controlled, supervised, managed, repaired and/or maintained by Defendants THE U.S. SMALL BUSINESS ADMINISTRATION, TIME CLEANERS LIMITED LIABILITY COMPANY a/k/a NEW TIME CLEANERS, VERIZON NEW JERSEY, INC., VERIZON COMMUNICATIONS INC., AT&T COMMUNICATIONS

OF NEW JERSEY, INC., AT&T OPERATIONS, INC., JERSEY CITY DEPARTMENT OF PUBLIC WORKS. CITY OF JERSEY CITY, COUNTY OF HUDSON, STATE OF NEW JERSEY, JOHN DOES 1-10 and/or ABC CORPS. 1-10 located at or near 2315 Kennedy Boulevard, Jersey City, New Jersey.

3. On or about March 28, 2011, Plaintiff SANDRA PALLADINO was a lawful passenger upon a bus being operated, owned, leased, controlled, supervised, managed and/or maintained by Defendants STAGECOACH GROUP, PLC d/b/a COACH USA TOUR INC. a/k/a COACH USA, INC. a/k/a COACH USA, RED & TAN ENTERPRISES a/k/a RED & TAN TOURS a/k/a RED & TAN CHARTER, INC. a/k/a RED & TAN TRANSPORTATION SYSTEMS, INC. a/k/a RED & TAN UNLIMITED, INC., ROCKLAND COACHES, INC. a/k/a ROCKLAND COACHES, OLYMPIA TRAILS BUS COMPANY, INC. a/k/a OLYMPIA TRAILS, NEW JERSEY TRANSIT CORPORATION, JOHN DOES 1-10, and ABC CORP. 1-10, which was traveling south on Kennedy Boulevard at or near the intersection of Clendenny Avenue in Jersey City, New Jersey.

4. On or about March 28, 2011, Plaintiff SANDRA PALLADINO exited the bus onto the sidewalk and abutting the premises owned, operated, leased, controlled, supervised, managed, repaired and/or maintained by Defendants THE U.S. SMALL BUSINESS ADMINISTRATION, TIME CLEANERS LIMITED LIABILITY COMPANY a/k/a NEW TIME CLEANERS, VERIZON NEW JERSEY, INC., VERIZON COMMUNICATIONS INC., AT&T COMMUNICATIONS OF NEW JERSEY, INC., AT&T OPERATIONS, INC., JERSEY CITY DEPARTMENT OF PUBLIC WORKS, CITY OF JERSEY CITY, COUNTY OF HUDSON, STATE OF NEW JERSEY, JOHN DOES 1-10 and/or ABC CORPS. 1-10 located at or near 2315 Kennedy Boulevard, Jersey City, New Jersey.

5. At the aforesaid time and place, the agents, servants and employees of Defendants THE U.S. SMALL BUSINESS ADMINISTRATION, TIME CLEANERS LIMITED LIABILITY COMPANY a/k/a NEW TIME CLEANERS, VERIZON NEW JERSEY, INC., VERIZON COMMUNICATIONS INC., AT&T COMMUNICATIONS OF NEW JERSEY, INC., AT&T OPERATIONS, INC., JERSEY CITY DEPARTMENT OF PUBLIC WORKS, CITY OF JERSEY CITY, COUNTY OF HUDSON, STATE OF NEW JERSEY, STAGECOACH GROUP, PLC d/b/a COACH USA TOUR INC. a/k/a COACH USA, INC. a/k/a COACH USA, RED & TAN ENTERPRISES a/k/a RED & TAN TOURS a/k/a RED & TAN CHARTER, INC. a/k/a RED & TAN TRANSPORTATION SYSTEMS, INC. a/k/a RED & TAN UNLIMITED, INC., ROCKLAND COACHES, INC. a/k/a ROCKLAND COACHES, OLYMPIA TRAILS BUS COMPANY, INC. a/k/a OLYMPIA TRAILS, NEW JERSEY TRANSIT CORPORATION, JOHN DOES 1-10 and/or ABC CORPS. 1-10 acted in such a careless, reckless, and negligent manner so as to allow the plaintiff to exit the bus at a dangerous and unsafe location, and expose her to an unreasonable and dangerous tripping hazard thereby causing the Plaintiff to sustain severe personal injuries.

6. The aforesaid carelessness, recklessness, and negligence is imputed to all Defendant employers.

7. As a direct and proximate result of the aforesaid carelessness, recklessness, and negligence of all Defendants, Plaintiff SANDRA PALLADINO suffered serious and permanent non-economic and economic damages, including but not limited to permanent physical and mental injury, temporary and permanent disability, loss of enjoyment of life, loss of economic opportunity, as well as past, present and future economic damages for medical and related expenses.

8. The injuries and damages suffered by the Plaintiff SANDRA PALLADINO are personal injuries meeting the requirements of one or more of the categories set forth in N.J.S.A. 39:6A-8(a), if said Statute is applicable to the Plaintiff's cause of action as set forth in this Complaint.

WHEREFORE, Plaintiff SANDRA PALLADINO demands judgment for damages against all Defendants jointly and severally together with interest and costs of suit.

THIRD COUNT-NEW JERSEY TORT CLAIM ACT

1. Plaintiff, SANDRA PALLADINO repeats each and every previous allegation as if set forth at length herein.

2. On or about March 28, 2011, Plaintiff SANDRA PALLADINO was a passenger lawfully upon a bus being operated, owned, leased, controlled, supervised, managed and/or maintained by Defendants STAGECOACH GROUP, PLC d/b/a COACH USA TOUR INC. a/k/a COACH USA, INC. a/k/a COACH USA, RED & TAN ENTERPRISES a/k/a RED & TAN TOURS a/k/a RED & TAN CHARTER, INC. a/k/a RED & TAN TRANSPORTATION SYSTEMS, INC. a/k/a RED & TAN UNLIMITED, INC., ROCKLAND COACHES, INC. a/k/a ROCKLAND COACHES, OLYMPIA TRAILS BUS COMPANY, INC. a/k/a OLYMPIA TRAILS, NEW JERSEY TRANSIT CORPORATION, JOHN DOES 1-10, and ABC CORP. 1-10, which was traveling south on Kennedy Boulevard at or near the intersection of Clendenny Avenue Jersey City, New Jersey.

3. On or about March 28, 2011, Plaintiff SANDRA PALLADINO exited the bus onto the sidewalk and abutting the premises owned, operated, leased, controlled, supervised, managed, repaired and/or maintained by Defendants THE U.S. SMALL BUSINESS ADMINISTRATION, TIME CLEANERS LIMITED LIABILITY COMPANY a/k/a NEW TIME CLEANERS, VERIZON NEW JERSEY, INC., VERIZON COMMUNICATIONS INC.,

AT&T COMMUNICATIONS OF NEW JERSEY, INC., AT&T OPERATIONS, INC., JERSEY CITY DEPARTMENT OF PUBLIC WORKS, CITY OF JERSEY CITY, COUNTY OF HUDSON, STATE OF NEW JERSEY, JOHN DOES 1-10 and/or ABC CORPS. 1-10 located at or near 2315 Kennedy Boulevard, Jersey City, New Jersey.

4. At the aforesaid time and place, due to the careless, reckless, and negligent ownership, operation, lease, control, supervision, management, upkeep and/or maintenance of the premises and/or the abutting sidewalk/walkway, by the Defendant THE U.S. SMALL BUSINESS ADMINISTRATION, TIME CLEANERS LIMITED LIABILITY COMPANY a/k/a NEW TIME CLEANERS, VERIZON NEW JERSEY, INC., VERIZON COMMUNICATIONS INC., AT&T COMMUNICATIONS OF NEW JERSEY, INC., AT&T OPERATIONS, INC., JERSEY CITY DEPARTMENT OF PUBLIC WORKS, CITY OF JERSEY CITY, COUNTY OF HUDSON, STATE OF NEW JERSEY, JOHN DOES 1-10 and/or ABC CORPS. 1-10, the Plaintiff SANDRA PALLADINO and the carelessness, negligence and recklessness of STAGECOACH GROUP, PLC d/b/a COACH USA TOUR INC. a/k/a COACH USA, INC. a/k/a COACH USA, RED & TAN ENTERPRISES a/k/a RED & TAN TOURS a/k/a RED & TAN CHARTER, INC. a/k/a RED & TAN TRANSPORTATION SYSTEMS, INC. a/k/a RED & TAN UNLIMITED, INC., ROCKLAND COACHES, INC. a/k/a ROCKLAND COACHES, OLYMPIA TRAILS BUS COMPANY, INC. a/k/a OLYMPIA TRAILS, NEW JERSEY TRANSIT CORPORATION, JOHN DOES 1-10, and ABC CORP. 1-10, Plaintiff was caused to trip and fall on a metal post that was protruding out of the sidewalk/walkway, causing the Plaintiff to sustain severe personal injuries.

5. As a direct and proximate result of the aforesaid carelessness, recklessness, and negligence of all Defendants, Plaintiff SANDRA PALLADINO suffered serious and permanent non-economic and economic damages, including but not limited to permanent physical and

mental injury, temporary and permanent disability, loss of enjoyment of life, loss of economic opportunity, as well as past, present and future economic damages for medical and related expenses.

6. The Plaintiff SANDRA PALLADINO served a Notice of Claim for her damages in the form prescribed by N.J.S.A. 59:8-4 and signed by Plaintiff, upon Defendants NEW JERSEY TRANSIT CORPORATION, JERSEY CITY DEPARTMENT OF PUBLIC WORKS, CITY OF JERSEY CITY, COUNTY OF HUDSON, and STATE OF NEW JERSEY.

7. More than six months have passed since the service of plaintiff's Notice of Claim and plaintiff's claim remains unsatisfied.

WHEREFORE, Plaintiff SANRA PALLADINO demands judgment for damages against Defendants NEW JERSEY TRANSIT CORPORATION, JERSEY CITY DEPARTMENT OF PUBLIC WORKS, CITY OF JERSEY CITY, COUNTY OF HUDSON, STATE OF NEW JERSEY, jointly and severally, together with interest and costs of suit.

FOURTH COUNT-FICTITIOUS NAME

1. Plaintiff, SANDRA PALLADINO repeats each and every previous allegation as if set forth at length herein.

2. Defendants JOHN DOE 1-10 and ABC Corps. 1-10 are persons or entities whose identity and whereabouts are currently unknown to Plaintiffs.

3. On information and belief, one or more of these fictitiously named Defendants was responsible for the installation and removal of the public telephone stanchion at 2315 Kennedy Blvd, Jersey City and/or for the maintenance, repair and upkeep of these premises on or about March 28, 2011 and/or for the operation and supervision of the bus that discharged Plaintiff at that location on that date.

4. On information and belief, one or more of these fictitiously named defendants was careless, negligent or reckless in removing the public telephone equipment, maintaining the premises, or operating or supervising the operation on the bus on which Plaintiff was riding.

5. On information and belief, the negligence of one or more of these fictitiously named Defendants caused or contributed to Plaintiff's fall and consequent serious injuries.

6. As a direct and proximate result of the aforesaid carelessness, recklessness, and negligence of all Defendants, Plaintiff SANDRA PALLADINO suffered serious and permanent non-economic and economic damages, including but not limited to permanent physical and mental injury, temporary and permanent disability, loss of enjoyment of life, loss of economic opportunity, as well as past, present and future economic damages for medical and related expenses.

WHEREFORE, Plaintiff SANDRA PALLADINO demands judgment for damages against these fictitiously named Defendants, jointly and severally, together with interest and costs of suit.

FIFTH COUNT-PER QUOD

1. Plaintiff SANDRA PALLADINO repeats each and every previous allegation as if set forth at length herein.

2. On all times relevant to this lawsuit, Plaintiff CHRISTOPHER PALLADINO, was the lawful spouse of Plaintiff SANDRA PALLADINO.

3. As a result of the negligence previously described in this Complaint, CHRISTOPHER PALLADINO has been caused to suffer damages in the form of the loss of the care, comfort, consortium, and affection of his spouse, together with substantial sums of money he has been and will be obliged to pay for his spouse's ongoing medical care and treatment.

WHEREFORE Plaintiff CHRISTOPHER PALLADINO demands judgment for damages against all Defendants, jointly and severally, together with interest and costs of suit.

JURY DEMAND

Plaintiffs demand a trial by jury on all issues raised in the various Counts of the Complaint.

DESIGNATION OF TRIAL COUNSEL

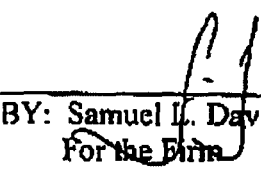
Plaintiffs hereby designate Samuel L. Davis, Esq., as trial counsel in this matter.

DEMAND FOR ANSWERS TO INTERROGATORIES

Pursuant to Rule 4:17-1(b)(1), et seq., Plaintiffs hereby demand that Defendants answer Form "C" Uniform Set of Interrogatories of Appendix II and supplemental Form "C2", within the time prescribed by the Rules of Court.

Plaintiffs reserve the right to propound additional supplemental Interrogatories pursuant to the Rules of Court.


Davis, Saperstein & Salomon, P.C.
Attorneys for Plaintiffs


BY: Samuel L. Davis, Esq.
For the Firm

Dated: February 5, 2013

CERTIFICATION

I certify, pursuant to R.4:5-1, that to the best of my knowledge, information and belief at this time, the matter in controversy is not the subject matter of any other action pending in any other court, nor of any pending arbitration proceeding; that no other action or arbitration is contemplated; and that there are no other parties who should be joined in this action.


Samuel L. Davis, Esq.
Davis, Saperstein & Salomon, P.C.
Attorneys for Plaintiffs

Dated: February 5, 2013